

THE HONORABLE RICHARD A. JONES

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

PATRICIA BUTLER AND WESLEY  
BUTLER, on behalf of themselves and all  
other similarly situated employees,

Plaintiffs,

v.

HARVEST MANAGEMENT SUB, LLC  
d/b/a  
HOLIDAY RETIREMENT,

Defendant.

No. 2:17-cv-00685-RAJ

DECLARATION OF CHELSEA DWYER  
PETERSEN IN SUPPORT OF  
DEFENDANT'S MOTION TO DISMISS  
PLAINTIFFS' COMPLAINT

I, Chelsea Dwyer Petersen, declare as follows:

1. I am an attorney representing Harvest Management Sub, LLC d/b/a Holiday Retirement ("Holiday") in this case, and I make this declaration based on my knowledge and on the files and records in this case.

2. On Thursday, June 15, 2017, I spoke via telephone with plaintiffs' local Seattle counsel Jennifer Rust Murray. I called Ms. Murray to ensure she was aware the Defendant was considering filing a motion to dismiss and to indicate that counsel for defendant, Brett Bartlett, had engaged in an initial meet and confer discussion with Plaintiffs' counsel Gregg Shavitz. I informed Mr. Murray of the Defendant's position that Plaintiffs failed to disclose the claims in prior bankruptcy proceedings and that unless Plaintiffs voluntarily dismissed their lawsuit with

DECL. OF CHELSEA D. PETERSEN  
(No. 2:17-cv-00685-RAJ) – 1

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1 prejudice, Defendant would file its motion. Ms. Murray indicated that Mr. Shavitz had made  
2 her aware of the possible motion and that he and Mr. Bartlett were handling the meet and confer.  
3 I offered that should Ms. Murray wish to participate as local counsel or if she had any questions  
4 that she could contact me directly.

5  
6 I declare under penalty of perjury under the laws of the United States and the State of  
7 Washington that the foregoing is true and correct.

8 Signed at Seattle, Washington, this 15th day of June, 2017.

9  
10 s/ Chelsea Dwyer Petersen

Chelsea Dwyer Petersen #33787

**CERTIFICATE OF SERVICE**

On June 15, 2017, I caused to be served upon counsel of record, at the address stated below, via the method of service indicated, a true and correct copy of the following document(s):

**DECLARATION OF CHELSEA DWYER PETERSEN IN SUPPORT OF  
DEFENDANT'S MOTION TO DISMISS PLAINTIFFS' COMPLAINT**

Alan L. Quiles	<input type="checkbox"/>	Via Hand Delivery
Gregg I. Shavitz	<input type="checkbox"/>	Via U.S. Mail, 1st Class,
Shavitz Law Group, P.A.		Postage Prepaid
1515 South Federal Highway, Ste. 404	<input type="checkbox"/>	Via Overnight Delivery
Boca Raton, FL 33432	<input type="checkbox"/>	Via Facsimile
Telephone: (561) 447-8888	<input checked="" type="checkbox"/>	Via E-filing
Facsimile: (561) 447-8831		
Email: aquiles@shavitzlaw.com		
gshavitz@shavitzlaw.com		

*Attorneys for Plaintiffs*

Adrienne McEntee	<input type="checkbox"/>	Via Hand Delivery
Jennifer Rust Murray	<input type="checkbox"/>	Via U.S. Mail, 1st Class,
Beth E. Terrell		Postage Prepaid
Terrell Marshall Law Group PLLC	<input type="checkbox"/>	Via Overnight Delivery
936 N. 34th St., Ste. 300	<input type="checkbox"/>	Via Facsimile
Seattle, WA 98103	<input checked="" type="checkbox"/>	Via E-filing
Telephone: (206) 816-6603		
Facsimile: (206) 350-3528		
Email: amcentee@terrellmarshall.com		
jmurray@terrellmarshall.com		
bterrell@terrellmarshall.com		

*Attorneys for Plaintiffs*

I certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

DATED at Seattle, Washington, this 15th day of June, 2017.

By: s/ Chelsea Dwyer Petersen #33787  
Chelsea Dwyer Petersen